



STATE OF IOWA  
MASTER AGREEMENT

MA# 005 CT2324-2X 3

EFFECTIVE BEGIN DATE: 08-01-2006  
EXPIRATION DATE: 07-31-2007  
PAGE: 1 of 12

BUYER : NOLA PENLAND  
Nola.Penland@iowa.gov  
515-281-3089

FOB FOB Dest, Freight Prepaid

PAYMENT TERMS (%): 0.00 DAYS: 30

**VENDOR:**

Total Ultimate Foods  
683 Manor Pk Dr

Columbus, OH 43228  
USA

**VENDOR CONTACT:**

FAX 614-870-1687

PHONE: 800-333-0732

EXT:

EMAIL:

VENDOR #: 31101252500

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**DESCRIPTION OF ITEMS CONTRACTED**

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Gravies, Sauces & Dry Mixes

Contract to provide Gravies, Sauces and Dry Mixes pursuant to the specifications, terms and condition of Sealed Bid No. BD50400S265 dated June 9, 2004, that is on file with the Department of Administrative Services, General Services Enterprise - Purchasing, Hoover State Office Building, Des Moines, Iowa 50319-0105

Minimum Order for Acceptance: 50 Cases combined with freight charges added.

Minimum order for FOB Destination: 50 cases or more combined.

**RENEWAL PERIODS**

FROM 08-01-2006 TO 07-31-2007

**THRESHOLDS**

MINIMUM ORDER AMOUNT:

MAXIMUM ORDER AMOUNT:

NOT TO EXCEED AMOUNT:

**AUTHORIZED DEPARTMENT**

ALL

SUB Political Sub-divisions

**TOTAL \$0.00**

VENDOR:

\_\_\_\_\_

APPROVED BY:

\_\_\_\_\_

THIS MA IS SUBJECT TO THE TERMS AND  
CONDITIONS ATTACHED HERETO.  
PLEASE SEE ATTACHMENTS FOR  
FURTHER DESCRIPTIONS.



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LINE NO.	QUANTITY / SERVICE DATES	UNIT	COMMODITY / DESCRIPTION	UNIT COST / PRICE OF SERVICE
1	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Chicken gravy mix, #073 - creamy rich gravy with a chicken profile. Seasoned with salt, pepper and onion. Dry mixture mixes with one gallon hot tap water. Packed 8-14 oz. pkg. per case. Package Yield is 136 Brand: TUF 1088 oz. per case Price per finished ounce: 0.0179 Shelf Life: 1 year	\$19.470000 \$0.000000
2	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Chicken gravy mix, #030, bulk pack same as above. Packed 1 - 17.5 lbs. per case. Yield is 20 gallons per case. Brand: TUF 2,720 oz. per case Price per finished ounce: 0.0174 Shelf life: 1 year	\$47.320000 \$0.000000
3	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Brown gravy mix #074 - smooth gravy with a mild meat profile. Seasoned with salt, onion and garlic. Dry mixture mixes with one gallon hot tap water. Packed 8-14 oz. packages per case. Package yield is 136 oz. Brand: TUF 1088 oz. per case Price per finished ounce: 0.0167 Shelf Life: 1 year	\$18.170000 \$0.000000
4	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Brown gravy mix, bulk pack, #031 - Same as above, packed 1-17.5 lbs. per case. Yield: 20 gallons per case. Brand: TUF 2,720 oz. per case Price per finished ounce: 0.0154 Shelf Life: 1 Year	\$41.990000 \$0.000000
5	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Beef gravy mix #075 - Beef gravy with a meat profile seasoned with salt, onion, garlic, pepper and celery. Dry mixture mixes with one gallon hot tap water. Packed 8-14 oz. packages per case. Package yield is 136 oz. Brand: TUF 1088 oz. per case Price per finished ounce: 0.0183 Shelf Life: 1 Year	\$19.950000 \$0.000000
6	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Beef gravy mix, #032, bulk pack - same as above. Packed 1 - 17.5 lbs. per case. Yield is 20 gallons per case. Brand: TUF 2,720 oz. per case Price per finished ounce: 0.0170	\$46.180000 \$0.000000
7	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Pork gravy mix #076 - seasoned pork flavored gravy. Dry mixture mixes with on gallon hot tap water. Packed 8-14 oz. packages per case. Package yield is 136 oz. Brand: TUF 1088 oz. per case Price per finished ounce: 0.0206 Shelf Life: 1 year	\$22.380000 \$0.000000
8	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Turkey gravy mix #079 - savory gravy seasoned with celery, pepper and turkey flavor. Dry mixture mixes with one gallon hot	\$21.070000 \$0.000000



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9	0.00000	CASE	tap water. Packed 8-14 oz. packages per case. Package yield is 136 oz. Brand: TUF 1088 oz. per case Price per finished ounce: 0.0194 Shelf Life: 1 year 39348	\$50.540000 \$0.000000
10	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Turkey gravy mix, #034 bulk pack - same as above. Packed 1-17.5 lbs. per case. Yield 20 gallons per case Brand: TUF 2,720 oz. per case Price per finished ounce: 0.0186 Shelf Life: 1 Year 39348	\$21.400000 \$0.000000
11	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Creamed chicken base #574 - A light lemony color chicken sauce. Uses are ala' king, casseroles, or creamed chicken, dry mixture mixes with one-half gallon hot tap water. Packed 16-8 oz. packages per case. Package yield is 72 oz. Brand: TUF 1152 oz. per case Price per finished ounce: 0.0186 Shelf Life: 1 Year 39348	\$21.310000 \$0.000000
12	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Beef Stroganoff #093 - Packed 8 bags per case. Case yield is 544 oz. or 4-1/2 gallons of mixture with meat added. Will yield approximately 6-1/2 gallons per case. Brand: TUF 544 oz. per case Price per finished ounce: 0.0392 Shelf Life: 1 year 39348	\$13.910000 \$0.000000
13	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Biscuit gravy mix with pepper #011 - white gravy seasoned with pepper. Dry mixture mixes with one quart of cool tap water. Packed 6-24 oz. packages per case. Brand: TUF 852 oz. per case Price per finished ounce: 0.0163 Shelf Life: 1 year 39348	\$44.720000 \$0.000000
14	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Biscuit gravy mix, #0118, bulk pack same as above. Packed 1-30 lbs. per case. Yield is 20 gallons per case. Brand: TUF 2,800 oz. per case Price per finished ounce 0.0160 Shelf Life: 1 year 39348	\$25.110000 \$0.000000
15	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Taco seasoning mix #531 - seasoning packet added to 10 lb. brownedn ground beef. Dry mixture - 9 oz. of seasoning mixed with 48 oz. water. Packaged 12-9 oz. packages per case. Package yield is 217 oz. Brand: TUF 600 oz. per case Price per finished ounce: 0.0419 Shelf Life: 1 Year 39348	\$0.000000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Taco seasoning mix, #5318, bulk pack same as above. Packed 1-5.6 lbs. per case Brand: TUF 498 oz. per case	



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16	0.00000	CASE	Price per finished ounce: 0.03901 Shelf Life: 1 year This item has been discontinued 39348	\$11.740000 \$0.000000
17	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Stuffing mix #587, blend of onion, celery, garlic, sage, and other natural mix with 32 oz. of water and 1-1/2 to 2 lbs. of bread products. Packaged 12-2 oz. packages per case. Brand: TUF 672 oz. per case Price per finished ounce: 0.0175 Shelf Life: 1 year 39348	\$0.000000 \$0.000000
18	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Stuffing mix, #5871, bulk pack. Same as above. Packed 6 lbs. per case Brand: TUF 2,688 oz. per case Price per finished ounce: Shelf Life: 1 Year This item has been discontinued 39348	\$24.810000 \$0.000000
19	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Nacho cheese sauce, #080, bulk pack, medium heat, cheese sauce made with red and green bell peppers, cheddar cheese and a hint of blue cheese. Dry mixture mixes with one-half gallon hot tap water. Packed 8-15.5 oz. packages per case. Brand: TUF 576 oz. per case Price per finished ounce: .0431 Shelf Life: 1 Year 39348	\$38.800000 \$0.000000
20	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Cheese sauce #088 - creamy milk cheddar cheese sauce. Dry mixture mixes with one gallon hot tap water. Packed 8-30 oz. packages per case. Brand: TUF 1152 oz. per case Price per finished ounce: 0.0337 Shelf Life: 1 year 39348	\$98.990000 \$0.000000
21	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Cheese sauce, #0884, bulk pack. Same as above, packed 1-37.5 lbs., per case. Yield 20 gallons per case. Brand: TUF 2,880 oz. per case Price per finished ounce: 0.0344 Shelf Life: 1 Year 50 case minimum order 39348	\$22.090000 \$0.000000
22	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Spaghetti Sauce #089 - Mildly seasoned with basil, oregano, and other spices. Add your own extra ingredients. Dry mixture mixes with one-half gallon of tap water. Packed 8-16 oz. packages per case. Package yield is 72 oz. Brand: TUF 576 oz. per case Price per finished ounce: 0.0384 Shelf Life: 1 Year 50 Case minimum order 39348	\$54.420000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Spaghetti sauce, #0898, bulk pack - same as above. Packed 20 lbs. per case. Yield is 20 gallons per case. Brand: TUF 1440 oz. per case	



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23	0.00000	CASE	Price per finished ounce: 0.0378 Shelf Life: 1 year 50 case minimum order 39348	\$27.120000 \$0.000000
24	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Deluxe alfredo sauce #575 - Cream sauce made with parmesan cheese, garlic, parsley flakes, red bell peppers, and a slight butter note. Dry mixture mixes with one-half gallon hot tap water. Packed 8-14 oz. packages per case. Brand: TUF 576 oz. per case Price per finished ounce: 0.0471 Shelf Life: 1 Year 39348	\$106.640000 \$0.000000
25	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Deluxe alfredo sauce, #5758, bulk pack same as above. Packed 1-35 lb. per case. Yield is 20 gallons per case. Brand: TUF 2880 oz. per case Price per finished ounce: 0.0370 Shelf Life: 1 year 39348	\$24.980000 \$0.000000
26	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Creme Potag #067 - Cream soup base, seasoned with garlic, onion, celery, and pepper. Dry mixture mixes with one gallon hot tap water. Packed 6-28 oz. packages per case. Package yield is 150 oz. Brand: TUF 900 oz. per case Price per finished ounce: 0.0278 Shelf Life: 1 year 39348	\$84.780000 \$0.000000
27	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Creme Potag, #0678, Bulk Pack. Same as above. Packed 35 lbs. per case. Yield is 20 gallons per case. Brand: TUF 3000 oz. per case Price per finished ounce: 0.0283 Shelf Life: 1 Year 39348	\$20.930000 \$0.000000
28	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Chicken soup #060, chicken stock soup seasoned with natural chicken flavor. Onion, celery, pepper, and parsley. Dry mixture mixes with one gallon hot tap water. Packed 12-9.4 oz. per case. Package yield is 130 oz. Brand: TUF 1560 oz. per case Price per finished ounce: 0.0134 Shelf Life: 1 Year 39348	\$21.620000 \$0.000000
29	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Irish Vegetable Beef soup #059 - Dry mix will yield 134 oz. per bag or 1-1/2 gallons with vegetable beef recipe. Yield depends on vegetables and meat added. Packed 12-11 oz. packages per case. Brand: TUF 1608 oz. per case Price per finished ounce: 0.0134 Shelf Life: 1 year 39348	\$26.400000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies chili Mix #049 - chili base seasoned with chili powder, garlic and onion. Dry mixture mixes with 1/2 gallon hot tap water. Packed 8-12 oz. pkgs. per case. Package yield 68 oz. Brand: TUF 544 oz. per case	



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30	0.00000	CASE	Price per finished ounce: 0.0485 Shelf Life: 1 year 39348	\$20.510000 \$0.000000
31	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Whipped topping mix, #046 - Packed 12-12 oz. packages per case. Dry mixture mixed with 3 cups milk or water. Package yield 4-5 quarts. Brand: TUF 57 quarts per case Price per finished ounce: 0.3598 per quart 39348	\$17.490000 \$0.000000
32	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies cinnamon dessert mix #092 - Blend of cinnamon and spices. Uses are bread pudding, rice pudding and cinnamon rolls. Dry mixture mixes with 1 quart cold water. Packed 8-1.27 lb. packages per case. Package yield is 48 oz. Brand: TUF 8 desserts per case Shelf Life: 1 year 39348	\$18.200000 \$0.000000
33	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Cobbler Mix #585 - Golden colored cake like dessert in which the fruit is baked under. Dry mixture mixes with one cup tap water. Packed 12-19.75 oz. - 12 desserts/case Brand: TUF Shelf Life: 1 Year 39348	\$30.600000 \$0.000000
34	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Graham cracker mix #119 - complete one step crust. Requires no baking or mixing. Packed 24-13.25 oz. per case. Package yield is one-half pan. Brand: TUF Shelf Life: 1 year 39348	\$56.920000 \$0.000000
35	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Graham cracker mix #1198 - Bulk pack. complete one step crust. Requires no baking or mixing. Packed 35 lb. per case. Brand: TUF Shelf Life: 1 year 39348	\$38.890000 \$0.000000
36	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Chocolate crumb crust #130, packed 24-13.25 oz. bags. Chocolate flavored graham cracker crumbs with the addition of a butter flavored oil. Ready to use for pie crust. Brand: TUF Shelf Life: 1 Year 39348	\$0.000000 \$0.000000
37	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Chocolate graham cracker crumb mix, bulk pack, #1308 - same as above. Packed 1 - 35 lb. bulk. Brand: TUF 823 ounces per case Price per finished ounce: 0.02417 Shelf Life: 1 Year This item has been discontinued 39348	\$22.550000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Mousse Dessert, Chocolate #110, Packed 10 lb. Bulk Brand: TUF 823 oz. per case Price per finished ounce: 0.0274 Shelf Life: 1 Year	



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38	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Mousse Dessert, Strawberry #111 - Packed in 10 lb. bulk Brand: TUF 1228 oz. per case Price per finished ounce: 0.0166 Shelf Life: 1 year	\$20.370000 \$0.000000
39	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Mousse Dessert, Banana #113 - Packed in 10 lb. bulk Brand: TUF 1228 oz. per case Price per finished ounce: 0.0198 Shelf Life: 1 year	\$24.260000 \$0.000000
40	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Mousse Dessert, vanilla #114 - Packed in a 10 lb. bulk Brand: TUF 1228 oz. per case Price per finished ounce: 0.0172 Shelf Life: 1 year	\$21.120000 \$0.000000
41	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Premium Beef soup base (paste) #051, 12-16 oz. - case yield 6,168 oz. Brand: TUF Price per finished ounce: Shelf Life: 1 year This item is discontinued. Use line #46, P/C 061.	\$0.000000 \$0.000000
42	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Premium beef soup base (paste) #052, 35 lb. bulk - case yield 17,920 oz. Brand: TUF Price per finished ounce: This item is discontinued. Use line #47, P/C #064	\$0.000000 \$0.000000
43	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Premium chicken soup base (paste) #053, 12-16 oz. - case yield 6,168 oz. Brand: TUF This item is discontinued. Use Line #48, P/C #062	\$0.000000 \$0.000000
44	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Premium chicken soup base (paste) #054, 35 lb. bulk - case yield 17,902 oz. Brand: TUF Price per finished ounce: Shelf Life: 1 year This item is discontinued. Use line #49, P/C 065.	\$0.000000 \$0.000000
45	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Premium ham soup base (paste) #055 12-16 oz. - Case yield 6,168 oz. Brand: TUF This item is discontinued. Use Line #50, P/C #063.	\$22.700000 \$0.000000
46	0.00000	CASE	39348  Dressings, Condiments, Sauces, and Gravies Deluxe beef soup base (granular) #061, 12-16 oz. - Case yield 6,168 oz. Brand: TUF Price per finished ounce: 0.0037	\$22.700000 \$0.000000



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47	0.00000	CASE	39348	\$58.090000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Deluxe beef soup base (granular) #064, 35 lb. bulk - case yield 17,902 oz. Brand: TUF Price per finished ounce: 0.0032	
48	0.00000	CASE	39348	\$23.450000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Deluxe chicken soup base (granular) #062, 12-16 oz. - case yield 6,168 oz. Brand: TUF Price per finished ounce: 0.0038 Shelf Life: 1 year	
49	0.00000	CASE	39348	\$58.080000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Deluxe chicken soup base (granular) #065, 35 lb. bulk - Case yield 17,920 oz. Brand: TUF Price per finished ounce: 0.0032 Shelf Life: 1 Year	
50	0.00000	CASE	39348	\$24.840000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Deluxe ham soup base (granular) #063, 12 - 16 oz. - case yield 6,188 oz. Brand: TUF Price per finished ounce: 0.0040 Shelf Life: 1 Year	
51	0.00000	CASE	39348	\$0.000000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Deluxe ham soup base (granular) #066, 35 lb. bulk case yield 17,920 oz. Brand: TUF Price per finished ounce: 0.002835 This item has been discontinued	
52	0.00000	CASE	39348	\$28.300000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Teriyaki sauce - 8-31.53 oz. Packages per case. Mix with water. P/C #131 Brand: TUF 656 oz. per case Price per finished ounce: 0.0431 Shelf Life: 1 Year	
53	0.00000	CASE	39348	\$0.000000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Sweet and sour sauce - 8-17.64 oz. packages per case. Add water to product. Brand: TUF 576 oz. per case Price per finished ounce: 0.04038 Shelf Life: 1 year 50 Case minimum order This case has been discontinued	
54	0.00000	CASE	39348	\$39.070000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Taco/enchilada sauce - 12-16.0 oz. Add water to product, Code #532 Brand: TUF 1632 oz. per case Price per finished ounce: 0.0239 Shelf Life: 1 Year	
55	0.00000	CASE	39348	\$20.700000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Garlic Butter Sauce #1501 - add water to product. Used on bread	





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56	0.00000	CASE	and all meats. 6-11.6 oz. packages per case. Brand: TUF 276 oz. per case Price per Finished Ounce: 0.0750 Shelf Life: 1 Year 39348	\$23.940000 \$0.000000
57	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Spanish rice seasoning - 12/6.7 oz. packages per case. Mix with water and add to rice. Code #151 Minimum order for this item is 50 cases per order Brand: TUF 1284 oz. per case Price per finished ounce: 0.0186plus cost of rice Shelf Life: 1 Year 39348	\$17.160000 \$0.000000
58	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Ranch salad dressing. 18-3.25 oz. packages per case. Code #280 Brand: TUF 2,304 oz. per case Price per finished ounce: 0.0074 Shelf Life: 1 Year 39348	\$17.660000 \$0.000000
59	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Ranch salad dressing, no msg code #2808, 18-3.25 oz. packages per case Brand: TUF 2,304 oz. per case Price per finished ounce: 0.0077 Shelf Life: 1 Year 39348	\$32.230000 \$0.000000
60	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Ranch salad dressing, no msg Code #2809, 1 - 9.0 lb. bag per case Brand: TUF 5,670 oz. per case Price per finished ounce: 0.0057 Shelf Life: 1 year 39348	\$28.310000 \$0.000000
61	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Italian salad dressing - code #281, 18-6.5 oz packages per case Brand: TUF 2,376 oz. per case Price per finished ounce: 0.0119 Shelf Life: 1 case 39348	\$0.000000 \$0.000000
62	0.00000	CASE	Dressings, Condiments, Sauces, and Gravies Pork gravy mix (cook up) Code #216 Packed 6/14.1 oz., 1 bag makes 4 quarts Brand: TUF 792 oz. per case Price per finished ounce: 0.01503 Shelf Life: 1 year This item has been discontinued 39348	\$0.000000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Poultry gravy mix (cook up) Code #217, packed 6/14.1 oz. per case Yield: 1 bag makes 4 quarts Brand: TUF 792 oz. per case Price per finished ounce: 0.016426 Shelf Life: 1 Year This item has been discontinued	



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63	0.00000	CASE	39348	\$12.000000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Turkey gravy mix (cook up) code #218, Packed 6/14.1 oz. per case Yield: 1 bag makes 4 quarts 792 oz. per case Price per finished ounce: 0.0152 Shelf Life: 1 Year	
64	0.00000	CASE	39348	\$11.230000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Brown gravy mix (cook up) Code #219, Packed 6/14.1 oz. per case Yield: 1 bag makes 4 quarts Brand: TUF 792 oz. per case Price per finished ounce: 0.0142 Shelf Life: 1 year	
65	0.00000	CASE	39348	\$11.220000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Country gravy w/pepper (cook up) Packed 6/24/oz. per case - Code #220 - Yield 1 bag makes 4 quarts Brand: TUF 852 oz. per case Price per finished ounce: 0.0132 Shelf Life: 1 year	
66	0.00000	CASE	39348	\$31.200000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Three cheese mac & cheese #372. Mixture of aged cheddar, blue and American Chese. Add water 8/15.5 oz. packages per case Brand: TUF 576 oz. per case Price per finished ounce: 0.0542 Shelf Life: 1 Year	
67	0.00000	CASE	39348	\$27.840000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Pepper jack cheese sauce, creamy monterey jack cheese sauce with sweet and spicy flavor of jalapeno and red and green bell peppers. Code #322, Packed 8/15.5 oz. bags per case Brand: TUF 636 oz. case Price per Finished ounce: 0.0438 Shelf Life: 1 Year	
68	0.00000	CASE	39348	\$30.680000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Cheese sauce special blend (inexpensive) cheese sauce in dry powder form to mix with a measured amount of hot water Code: 7272 Packed 8-27 oz. bags per case Brand: TUF 1240 oz. per case Price per finished ounce: 0.0247 Shelf Life: 1 year	
69	0.00000	CASE	39348	\$26.710000 \$0.000000
			Dressings, Condiments, Sauces, and Gravies Monterey Jack Cheese Sauce in dry powder form to mix with a measured amount of hot water Code: 106 636 oz. per case Price per finished oz.: .0420 per oz. Shelf Life: 1 Year  Packed 8 - 15.5 oz. bags per case Brand: TUF	



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## **TERMS AND CONDITIONS**

### **Incorporation**

The Request for Proposal and/or bid documents for this project and the vendor's proposal in response to the RFP or Bid together with any clarifications, attachments, appendices, or amendments of the State or the Vendor are incorporated into this Contract by reference as if fully set forth in this Contract.

### **Remedies upon Default**

In any case where the vendor has failed to deliver or has delivered non-conforming goods and/or services, the State shall provide a cure notice. The notice to cure shall state the maximum length of time the vendor has to cure. If after the time period stated in the notice to cure has passed, the vendor continues to be in default, the State may procure goods and/or services in substitution from another source and charge the difference between the contracted price and the market price to the defaulting vendor. The State's Attorney General shall be requested to make collection from the defaulting vendor.

### **Force Majeure**

Force majeure includes acts of God, war, civil disturbance and any other causes which are beyond the control and anticipation of the party affected and which, by the exercise of reasonable diligence, the party was unable to anticipate or prevent. These provisions of force majeure also apply to subcontractors or suppliers of the Vendor. Force majeure does not include financial difficulties of the Vendor or any associated company of the Vendor, or claims or court orders that restrict the Vendor's ability to deliver the goods or services contemplated by this Agreement. Neither the Vendor nor the State shall be liable to the other for any delay or failure of performance of this Agreement caused by a force majeure, and not as a result of the fault or negligence of a party.

### **Subcontractors**

The successful vendor shall be responsible for all acts and performance of any subcontractor or secondary supplier that the successful vendor may engage for the completion of any contract with the State. A delay that results from a subcontractor's conduct, negligence or failure to perform shall not exempt the vendor from default remedies. The successful vendor shall be responsible for payment to all subcontractors and all other third parties.

### **Termination-Non-Appropriation**

Notwithstanding any other provision of this contract, if funds anticipated for the continued fulfillment of this contract are at any time not forthcoming or insufficient, either through the failure of the State to appropriate funds, discontinuance or material alteration of the program for which funds were provided, then the State shall have the right to terminate this contract without penalty by giving not less than thirty (30) days written notice documenting the lack of funding, discontinuance or program alteration.

### **Immunity of State/Fed Agencies**

The vendor shall defend and hold harmless the State and Federal funding source for the State of Iowa from liability arising from the vendor's performance of this contract and the vendor's activities with subcontracted and all other third parties.

### **Assignment**

Vendors may not assign contracts or purchase orders to any party (including financial institutions) without written permission of the General Services Enterprise - Purchasing.

### **Anti-Trust Assignment**

For good cause and as consideration for executing this purchase order, the vendor, through its duly authorized agent, conveys, sells, assigns, and transfers to the State of Iowa all rights, title and interest in and to all causes of action it may now or hereafter acquire under the anti-trust laws of the United States and the State of Iowa, relating to the particular goods or services purchased or acquired by the State of Iowa pursuant to the using State of Iowa agency.

### **Delivery and Acceptance**

When an award has been made to a vendor and the purchase order issued, deliveries are to be made in the following manner.

- A. Deliveries - All deliveries are to be made only to the point specified on the purchase order. If delivery is made to any other point, it shall be the responsibility of the vendor to promptly reship to the correct location. Failure to deliver procured goods on time may result in cancellation of an order or termination of a contract at the option of the State.
- B. Delivery Charges - All delivery charges should be to the account of the vendor whenever possible. If not, all delivery charges should be prepaid by vendor and added to the invoice.
- C. Notice of Rejection - The nature of any rejections of a shipment, based on apparent deficiencies disclosed by ordinary methods of inspection, will be given by the receiving agency to the vendor and carrier within a reasonable time after delivery of the item, with a copy of this notice to the General Services Enterprise - Purchasing. Notice of latent deficiencies which would make items unsatisfactory for the purpose intended may be given by the State of Iowa at any time after acceptance.

### **Delivery and Acceptance (cont)**

- D. Disposition of Rejected item - The vendor must remove at the vendor's expense any item rejected by the State. If the vendor fails to remove that rejected item, the State may dispose of the item by offering the same for sale, deduct any accrued expense and remit the balance to the vendor.
- E. Testing After Delivery - Laboratory analysis of an item or other means of testing may be required after delivery. In such cases, vendors will be notified in writing that a special test is being made and that payment will be withheld until completion of the testing process.

### **Title to Goods**

The vendor warrants that the goods purchased hereunder are free from all liens, claims or encumbrances.

### **Indemnification**

To the extent that goods are not manufactured in accordance with the State's design, the vendor shall defend, indemnify and hold harmless the State of Iowa, the State's assignees, and other users of the goods from and against any claim of infringement of any Letter Patent, Trade Names, Trademark, Copyright or Trade Secrets by reason of sale or use of any articles purchased hereunder. The State shall promptly notify the vendor of any such claim.

### **Nondiscrimination**

The vendor is subject to and must comply with all federal and state requirements concerning fair employment and will not discriminate between or among them by reason of race, color, religion, sex, national origin or physical handicap.

### **Warranty**

The vendor expressly warrants that all goods supplied shall be merchantable in accordance with the Uniform Commercial Code, Section 2-314 and the Iowa Code, Section 554.2314.

### **Taxes**



**STATE OF IOWA  
MASTER AGREEMENT**

**MA# 005 CT2324-2X 3**

**EFFECTIVE BEGIN DATE: 08-01-2006  
EXPIRATION DATE: 07-31-2007  
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The State of Iowa is exempt from the payment of Iowa sales tax, motor vehicle fuel tax and any other Iowa tax that may be applied to a specified commodity and/or service. Contractors performing construction activities are required to pay state sales tax on the cost of materials. The Iowa Department of Revenue exemption letter will be furnished to a vendor upon request.

**Hazardous Material**

All packaging, transportation, and handling of hazardous materials shall be in accordance with applicable federal and state regulations including, but not limited to, the Material Safety Data Sheet provision of O.S.H.A. Hazard Communication Standard 29CFR 1910.1200, and Iowa Administrative Code, Chapter 567.

**Public Records**

The laws of the State of Iowa require procurement records to be made public unless exempted by the Code of Iowa.

**Miscellaneous**

The terms and provisions of this contract shall be construed in accordance with the laws of the State of Iowa. Any and all litigation or actions commenced in connection with this contract shall be brought in Des Moines, Iowa, in Polk County District Court for the State of Iowa. If however, jurisdiction is not proper in Polk County District Court, the action shall only be brought in the United States District Court for the Southern District of Iowa, Central Division, providing that jurisdiction is proper in that forum. This provision shall not be construed as waiving any immunity to suit or liability, which may be available to the State of Iowa.

If any provision of this contract is held to be invalid or unenforceable, the remainder shall be valid and enforceable.

**Records Retention**

The vendor shall maintain books, records, and documents which sufficiently and properly document and calculate all charges billed to the State of Iowa throughout the term of this Agreement for a period of at least five (5) years following the date of final payment or completion of any required audit, whichever is later. The vendor shall at, no charge, permit the Auditor of the State of Iowa, or any authorized representative of the State (or where federal funds are involved, the Comptroller General of the United States or any other authorized representative of the United States government) to access and examine, audit, excerpt and transcribe any directly pertinent books, documents, papers, electronic or optically stored and created records, or other records of the vendor relating to orders, invoices, or payments documentation or materials pertaining to this Agreement.

**Independent Contractor**

The vendor is an independent contractor performing services for the State of Iowa, and as such shall not hold itself out as an employee or agent of the State.

**Performance Monitoring**

For all service contracts, the requirements of Iowa Code sections 8.47 shall be incorporated into final terms and conditions of the contract.